

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Asheville Division**

UNITED STATES OF AMERICA

v.

JAMES LINDSEY

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1:08cr50

ORDER

The matter is before the Court on defendant's motion to substitute home confinement for community confinement (Document 29), filed on November 24, 2009.

For good cause,

It is hereby **ORDERED** that a hearing on defendant's motion, at which defendant must be present, is **SCHEDULED** for 11:00 a.m., Tuesday, December 15, 2009.

It is further **ORDERED** that in the meantime, defendant must report for community confinement as directed by the Probation Officer and the Bureau of Prisons.

The Clerk is directed to send a copy of this Order to the Bureau of Prisons, the Marshal's Service, the Probation Office and all counsel of record.

/s/

November 30, 2009
Alexandria, VA

T. S. Ellis, III
United States District Judge